

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GEORGE ANDERSON,
Plaintiff,

v.

JOSE SOLIS, et al.,
Defendants.

Case No. [12-cv-03855-VC](#)

REQUEST FOR FURTHER BRIEFING

The Court has received the defendants' request for a prompt ruling in light of the upcoming trial date. In furtherance of that request, the Court invites the defendants to submit a supplemental letter brief, not to exceed three pages, single-spaced, on qualified immunity. In particular, the defendants should answer the following question: If the Court concludes there is a fact issue on whether the defendants' failure to impose a 2:1 escort ratio violated Anderson's constitutional rights, could the defendants nonetheless be entitled to qualified immunity from this claim? Or would a finding that the defendants committed a constitutional violation in failing to impose a 2:1 ratio necessarily preclude a finding of qualified immunity? In discussing this question, the defendants need not argue for qualified immunity based on the failure to approve the use of walking restraints; the Court already understands how the defendants could enjoy qualified immunity for this failure even if there were a fact issue on whether it violated the constitution.

The defendants must file their brief by Thursday, April 16, 2015. The plaintiff may respond with a three-page letter brief by Monday, April 20, 2015.

IT IS SO ORDERED.

Dated: April 14, 2015



VINCE CHHABRIA
United States District Judge